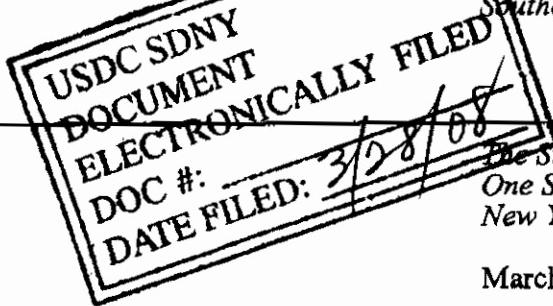




U.S. Department of Justice

United States Attorney
Southern District of New York



The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

March 28, 2008

BY FACSIMILE

Honorable Loretta A. Preska
United States District Court
Southern District of New York
500 Pearl Street, Room 1320
New York, New York 10007

Re: United States v. Raphael Vargas,
08 Cr. 37 (LAP)

Dear Judge Preska:

A pre-trial conference in the above-referenced matter is scheduled for April 2, 2008, at 4:30 p.m. However, there have been on-going discussions in this case regarding a possible disposition. The Government also spoke today with your deputy, Megan Phillips, who indicated that May 7, 2008 at 4:00 p.m. may be a convenient time for the Court.

Accordingly, the parties jointly request that the pre-trial conference be postponed until May 7, 2008, and that time be excluded until then in order for the parties to continue their discussions. Howard Getz, Esq., counsel for Mr. Vargas, has no objection to this request.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

SO ORDERED

Loretta A. Preska
LORETTA A. PRESKA
UNITED STATES DISTRICT JUDGE

March 28, 2008

cc: Howard Getz, Esq.

By: *Marissa Molé*
Marissa Molé
Assistant United States Attorneys
(212) 637-2275